



PATENT  
Customer No.: 22,852  
Attorney Docket No.: 08203.0033

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Frank BONADIO et al. ) Group Art Unit: 3733  
Application No.: 10/736,234 ) Examiner: Ramana, Anuradha  
Filed: December 16, 2003 ) Confirmation No.: 3142  
For: SURGICAL DEVICE )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO/SB/08. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO/SB/08.

Copies of the listed U.S. patent publications are not enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies the documents as prior art against any claims in the application and Applicant determines that the cited documents

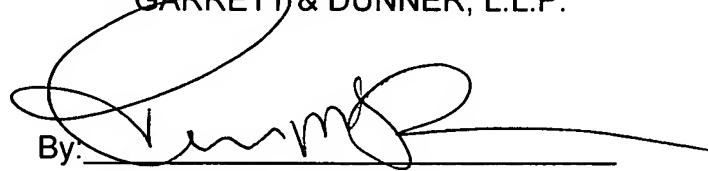
do not constitute "prior art" under United States law, Applicant reserves the right to present to the Patent Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.



By: \_\_\_\_\_

Roland G. McAndrews  
Reg. No. 41,450

Dated: June 27, 2007

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>O I P E</b> <b>INFORMATION DISCLOSURE</b> <b>STATEMENT BY APPLICANT</b> <b>JUN 27 2007</b> <i>(Use as many sheets as necessary)</i>				<i>Application Number</i>	10/736,234
				<i>Filing Date</i>	December 16, 2003
				<i>First Named Inventor</i>	Frank Bonadio
				<i>Art Unit</i>	3733
				<i>Examiner Name</i>	Ramana, Anuradha
				<i>Attorney Docket Number</i>	08203.0033
Sheet	1	of	1		

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

## FOREIGN PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translatio n <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

## NON-PATENT LITERATURE DOCUMENTS

NON-PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.